

DT03 Rec'd PCT/PTO 11 FEB 2005

PATENT
ATTORNEY DOCKET NO.: 056291-5179

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

NEWCOMBE et al.

Application No.: 10/507,169

Filed: September 9, 2004

FOR: 4-IMIDAZOLYL SUBSTITUTED
PYRIMIDINE DERIVATIVES WITH CDK
INHIBITORY ACTIVITY

)
)
)
)
) Group Art Unit:
)
) Examiner:
)
)
)
)

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop _____
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Date: February 11, 2005

Sir:

INFORMATION DISCLOSURE STATEMENT

Attached is a Form PTO-1449 listing the enclosed foreign patent documents.

Copies of the U.S. patent documents are not enclosed.

The present Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits, and therefore no certification under 37 CFR §1.97(e) or fee under 37 CFR §1.17(p) is required.

Should a first Action on the merits have been issued on the same day as or before this IDS is filed, please accept this IDS under Rule 97(c) and charge the requisite fee to our Deposit Account under Order No. 056291-5179 and proceed to consider this IDS.

This Information Disclosure Statement is intended to be in full compliance with the rules, but should the Examiner find any part of its required content to have been omitted, prompt notice to that effect is earnestly solicited, along with additional time under Rule 97(f), to enable Applicant to fully comply.

Consideration of the foregoing and enclosures plus the return of a copy of the herewith filed Form PTO-1449 with the Examiner's initials in the left column per MPEP 609 along with an early action on the merits of this application are earnestly solicited.

Except for issue fees payable under 37 C.F.R. §1.18, the Director is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully Submitted,
Morgan Lewis & Bockius LLP

Date: February 11, 2005
Morgan Lewis & Bockius LLP
Customer No. **09629**
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Tel. No.: 202-739-3000
DJB:mk

By: _____

Donald J. Bird
Registration No. 25,323
Tel. No.: (202) 739-5320
Fax No.: (202) 739-3001

| | | |
|--|--------------------------------|----------------------------|
| FORM PTO-1449 (modified) To: U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT BY APPLICANT | Attorney Docket No. | Client Ref. |
| | 056291-5179 | |
| | Applicant: NEWCOMBE et al. | |
| | Appln. No.: 10/507,169 | |
| | Filing Date: September 9, 2004 | |
| Date: February 11, 2005 | Examiner: Unassigned | Group Art Unit: Unassigned |

U.S. PATENT DOCUMENTS

| Examiner's Initials* | | Document Number | Date MM/YYYY | Name (Family Name of First Inventor) | Class | Sub Class | Filing Date (if appropriate) |
|-------------------------|----|--------------------|-----------------|---|-------|--------------|------------------------------------|
| | AR | | | | | | |
| | BR | | | | | | |
| | CR | | | | | | |
| | DR | | | | | | |
| | ER | | | | | | |
| | FR | | | | | | |

FOREIGN PATENT DOCUMENTS

| | | Document Number | Date MM/YYYY | Country | Inventor/Applicant Name | English Abstract | | Translation Readily Available | |
|----|----|--------------------|-----------------|---------|-------------------------|---------------------|----|-------------------------------------|----|
| | | | | | | Enclosed | No | Enclosed | No |
| ** | GR | 00/12486 | 03/2000 | WO | Breault et al. | | | | |
| | HR | 00/17202 | 03/2000 | WO | Calderwood et al. | | | | |
| | IR | 00/17203 | 03/2000 | WO | Hirst et al. | | | | |
| | JR | 00/21926 | 04/2000 | WO | Markwalder et al. | | | | |
| | KR | 00/25780 | 05/2000 | WO | Liu et al. | | | | |
| | LR | 00/26209 | 05/2000 | WO | Revesz | | | | |
| ** | MR | 00/39101 | 06/2000 | WO | Bradbury et al. | | | | |
| | NR | 00/44750 | 08/2000 | WO | Lum et al. | | | | |
| | OR | 00/49018 | 08/2000 | WO | Imbach et al. | | | | |
| | PR | 00/55161 | 09/2000 | WO | Trova et al. | | | | |
| ** | QR | 00/59892 | 10/2000 | WO | Breault et al. | | | | |
| | RR | 00/78731 A1 | 12/2000 | WO | Batchelor et al. | | | | |
| | SR | | | | | | | | |

OTHER (Including in this order Author, Title, Periodical Name, Date, Pertinent Pages, etc.)

| | | | | | |
|--|----|--|--|--|--|
| | TR | | | | |
| | UR | | | | |
| | VR | | | | |
| | WR | | | | |

| | |
|----------|------------------|
| Examiner | Date Considered: |
|----------|------------------|

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.